

AN ORDINANCE

99407

AUTHORIZING FUNDS IN THE AMOUNT OF \$41,932.86 PAYABLE TO BRACEWELL & PATTERSON, L.L.P. FOR LEGAL SERVICES NECESSARY TO THE REAL ESTATE ACQUISITIONS FOR THE FOLLOWING APPROVED CITY PROJECTS: BITTERS ROAD – WEST AVENUE TO HEIMER MPO PROJECT, LOCATED IN COUNCIL DISTRICT 9; HI-LIONS DRAINAGE #80, PHASES III & V PROJECT, LOCATED IN COUNCIL DISTRICT ; HILDEBRAND AVENUE FROM IH 10 TO BREEDEN MPO PROJECT, LOCATED IN COUNCIL DISTRICT 1; OCTAVIA DRAINAGE #63, PHASE II, PART I PROJECT, LOCATED IN COUNCIL DISTRICT 5; W.W. WHITE PHASE I – RIGSBY TO LORD ROAD PROJECT, LOCATED IN COUNCIL DISTRICT ; WESTERN AVENUE DRAINAGE #74 III-A PROJECT, LOCATED IN COUNCIL DISTRICT 9; WURZBACH ROAD TO I.H. 10 AND IRONSIDE INTERSECTIONS PROJECT, LOCATED IN COUNCIL DISTRICT 8; AND THE CHICO-KNOX/MARGIL COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT, LOCATED IN COUNCIL DISTRICT 5; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, legal services were required for the Bitters Road – West Avenue to Heimer MPO Project, Hi-Lions Drainage project #80, Phase III & V project, Hildebrand Avenue – I.H. 10 to Breedon MPO project, Octavia Drainage #63 Phase II Part I project, W. W. White Phase I – from Rigsby to Lord project, Western Avenue Drainage #74, III A project, Wurzbach Road at I.H. 10 and Ironside Intersections project; and the Chico-Knox & Margil Community Development Block Grant (CDBG) project; and

WHEREAS, charges for such services are reasonable and necessary expenses relating to the above-mentioned projects; **NOW THEREFORE**;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The total amount of \$41,932.86 is hereby authorized to be encumbered from the financial adjustments stated below and made payable to **BRACEWELL & PATTERSON, L.L.P.**, 711 Louisiana, Suite 2900, Houston, Texas 77002-2781 for the Projects indicated.

- a) The budget in Fund 43-070095, 2000A Certificates Of Obligation MPO, shall be revised by reducing Index Code 509315, entitled Unallocated Appropriations-Proceeds, by the amount of \$18.00.
- b) The amount of \$18.00 is appropriated in fund 43-070004, 2000A Certificates Of Obligation MPO, in index code 617365, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Bitters Road-West Avenue To Heimer (MPO) Project.

c) The amount of \$1,521.85 is appropriated in fund 45-746018, General Obligation Bonds, 1987 Drainage Sold 1994, in index code 928242, entitled "Trf To 45-766021 Hi-Lions Drain Prj #80". The amount of \$1,521.85 is authorized to be transferred from fund 45-746018 to fund 45-766021.

d) The budget in fund 45-766000, 1987 General Obligation Drainage Improvements Bonds, Sold in 1996, shall be revised by increasing index code 132506, entitled "Trf Fr 45-746018(45-766021) Hi Lions", by the amount of \$1,521.85.

e) The amount of \$1,521.85 is appropriated in fund 45-766021, 1987 General Obligation Drainage Improvements Bonds, Sold in 1996, in index code 632174, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Hi-Lions Drainage #80, Phase III & V Project .

f) The budget in fund 43-172095, 2002 Street Improvements, shall be revised by reducing index code 753046, entitled Unallocated Appropriations, by the amount of \$29,575.00.

g) The budget in fund 43-172014, 2002 Street Improvements, shall be revised by increasing index code 941369, entitled Trf To 43-617012 Hildebrand Ave., in the amount of \$29,575.00. The amount of \$29,575.00 is authorized to be transferred from Fund 43-172014 to Fund 43-617012.

h) The budget in fund 43-617000, 1996 Certificates of Obligation Street Improvement-MPO, shall be revised by increasing index code 134734, entitled Trf Fm 43-172014(43-617012) Hildebrand, in the amount of \$29,575.00.

i) The amount of \$36,335.01 is appropriated in fund 43-617012, 1996 Certificates of Obligation Street Improvement MPO, in index code 563528, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Hildebrand Avenue from IH10 to Breeden (MPO) Project .

j) The budget in fund 45-468013, 1994 Drainage Bonds Sold in 1998A, shall be revised by increasing index code 917542, entitled Transfer to 45-969014, in the amount of \$36.00. The amount of \$36.00 is authorized to be transferred from Fund 45-468013 to Fund 45-969014.

k) The budget in fund 45-969000, 1999 Drainage Improvements, Sold in 1999, shall be revised by increasing index code 115121, entitled Transfer from 45-468013 (45-969014), in the amount of \$36.00.

l) The amount of \$36.00 is appropriated in fund 45-969014, 1999 Drainage Improvements, Sold in 1999, in index code 684381, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Octavia Drainage #63 Phase II, Part I Project .

m) The budget in fund 45-460095, 1994 Drainage Bonds – Sold in 2000, shall be revised by reducing index code 561258, entitled Unallocated Appropriation-Proceeds, by the amount of \$1,386.00.

n) The amount of \$1,386.00 is appropriated in fund 45-460003, 1994 Drainage Bonds – Sold in 2000, in index code 920173, entitled Trf to 45-546007, WW White/Rigsby to Lor. The amount of \$1,386.00 is authorized to be transferred from fund 45-460003 to fund 45-546007.

o) The budget in fund 45-546000, 1985 Drainage & Flood Control, Sold 1994, shall be revised by increasing index code 129650, entitled Trf Fm 45-460003(45-546007) WW White, by the amount of \$1,386.00.

p) The amount of \$1,386.00 is appropriated in fund 45-546007, 1985 Drainage & Flood Control, Sold 1994, in index code 624965, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P., for legal services in connection with the W.W. White Phase I - Rigsby to Lord Project.

q) The amount of \$1,646.00 is appropriated in fund 45-506454, 1985 General Obligation Drainage & Flood Control Bonds, in index code 564187, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Western Avenue Drainage #74 III A Project.

r) The amount of \$54.00 is appropriated in fund 43-617037, 1996 Certificates Of Obligation Street Improvement Bonds, in index code 648188, entitled Legal Fees, and is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Wurzbach At IH10 And Ironside Intersections (MPO) Project.

s) The budget in fund 26-013489, Grants in Aid Trust Funds, Multi Agency Funded Projects, shall be revised by reducing index code 372375, entitled Construction Contingency, by the amount of \$936.00, and increasing index code 337352, entitled Legal Fees (Condemnation), by the amount of \$936.00. The amount of \$936.00 is authorized to be encumbered and made payable to Bracewell & Patterson, L.L.P. for legal services in connection with the Chico, Knox, & Margil Streets project.

SECTION 2. The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Code and Fund Numbers as necessary to carry out the purpose of this ordinance.

SECTION 3. This Ordinance shall be effective on the 4th day of July, 2004.

PASSED AND APPROVED this the 24th day of June, 2004.

ATTEST: 
CITY CLERK

APPROVED AS TO FORM: 
for City Attorney


M A Y O R
EDWARD D. GARZA